

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MINNESOTA

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In re:

Case No. 05-41122-RJK  
Chapter 7

Daniel C. Bauer and  
Laurie A. Bauer,

Debtors.

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Randall L. Seaver, Trustee,

Plaintiff,

Adv. No. 05-4149-RJK

vs.

Daniel C. Bauer and Laurie A. Bauer,

Defendants.

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**JOINT ANSWER OF DEFENDANTS  
DANIEL C. BAUER AND LAURIE A. BAUER**

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Defendants Daniel C. Bauer and Laurie A. Bauer, for their answer to the Trustee's Complaint states and alleges as follows. Except as expressly admitted, qualified or explained, Defendants deny each and every allegation, matter and thing in Trustee's Complaint.

1. Answering numbered paragraph 1, Defendants admit the allegations.
2. Answering numbered paragraph 2, Defendants admit that Trustee has commenced this action seeking a denial of discharge, but denies that Trustee is entitled to such relief.
3. Answering numbered paragraph 3, Defendants admit the allegations.
4. Answering numbered paragraph 4, Defendants admit the allegations.
5. Answering numbered paragraph 5, Defendants admit the allegations.

6. Answering numbered paragraph 6, Defendants admit that the transfers of the items identified in paragraph 6 a. i through 6iv and the payment identified in paragraph 6.b. are not identified on the Statement of Financial Affairs, affirmatively assert in connection therewith that these transfers were voluntarily disclosed by the Defendants at the first meeting of creditors, and deny the remaining allegations. Defendants admit that the transfers were filed by the transferee in December, 2004.

7. Answering numbered paragraph 7, Defendants deny the allegations.

### **AFFIRMATIVE DEFENSES**

For their affirmative defenses, Defendants state and allege as follows:

1. The transfers of the items in paragraph 6.a.i through 6.a.iv. were made for adequate value.
2. The payment to the attorney referenced in paragraph 6b. was an ordinary and necessary expense of Debtors' minor child.

WHEREFORE, Defendants respectfully request that the Trustee take nothing under his Complaint and that the Debtors be granted a discharge.

Dated: August 1, 2005

LAPP, LIBRA, THOMSON,  
STOEBNER & PUSCH, CHARTERED

/e/ Ralph V. Mitchell  
Ralph V. Mitchell (#184639)  
One Financial Plaza, Suite 2500  
120 South Sixth Street  
Minneapolis, MN 55402  
(612) 338-5815  
ATTORNEYS FOR DEFENDANTS

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MINNESOTA

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Defendants.

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**UNSWORN CERTIFICATE OF SERVICE**

I, Alison N. Megard, declare under penalty of perjury that on August 1, 2005, I mailed copies of the attached Joint Answer of Defendants Daniel C. Bauer and Laurie A. Bauer by first class mail postage prepaid to each entity named below at the address stated below for each entity:

Randall L. Seaver  
12400 Portland Avenue South  
Suite 132  
Burnsville, MN 55337

U.S. Trustee  
1015 U.S. Courthouse  
300 South Fourth Street  
Minneapolis, MN 55415

Executed on: August 1, 2005

/e/ Alison N. Megard  
Alison N. Megard, Legal Secretary  
Lapp, Libra, Thomson, Stoebner &  
Pusch, Chartered  
120 South Sixth Street, Suite 2500  
Minneapolis, MN 55402  
612/338-5815